

REMARKS

On January 8, 2004, the Patent Office mailed a Formalities Letter and Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures. In accordance with the requirements of 37 CFR Sections 1.821-1.825, Applicants are providing herewith a paper copy of the Sequence Listing, along with a Certificate Re: Sequence Listing and a Letter and Request to Use Computer-Readable Sequence Listing Under 37 CFR §1.821(e). The sequence disclosures in the Sequence Listing are fully supported by the specification as filed, and as such, do not introduce new matter. Entry of the Sequence Listing into the specification is respectfully requested.

In the above Preliminary Amendment, the specification has also been amended to reflect the correct SEQ ID NO:s which appear in the Sequence Listing. It is submitted that those skilled in the art will readily appreciate the references to the respective DNA and protein sequences in the specification as reflected in SEQ ID NO:1 and 2, respectively.

The specification has further been amended to correct certain inadvertent typographical errors in various art reference citations and to recite the accession no. assigned by ATCC to Applicants' biological deposit. In the Brief Description of the Drawings, the specification has been amended to have the numbering of the figures correspond to the numbering shown in the formal drawings filed with the present application.

The undersigned also wishes to clarify for the instant file history the correct inventorship for the claimed subject matter. In the parent application, a petition to correct inventorship was filed on January 5, 2001 to establish that Avi Ashkenazi, Anan Chuntharapai, and Kyung Jin Kim are the properly named inventors of the claimed subject matter, and that the prior omission of Avi Ashkenazi as a named inventor occurred without deceptive intent. A copy of the corrected Combined Declaration and Power of Attorney that was filed in the parent application on January 5, 2001 is enclosed herewith. Accordingly, it is requested that that corrected Combined Declaration and Power of Attorney be entered into the file history of the present application to establish that Avi Ashkenazi, Anan Chuntharapai, and Kyung Jin Kim are the properly named inventors for the presently claimed subject matter.

Respectfully submitted,
GENENTECH, INC.

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By: 
Diane L. Marschang
Reg. No. 35,600
Telephone No. (650) 225-5416